IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1709 OF 2005

Smt.Snehalata Shantaram Sawant. ... Petitioner

Versus.

State of Maharashtra & others. ... Respondents.

Shri N.N.Gawankar i/by Shri Arfan A.H.E.A.Sait for the Petitioner.

Shri R.Y.Mirza, A.P.P.for the Respondent.

CORAM : ABHAY S. OKA, J.

DATED : 18th July, 2005.

P.C.:

1. Rule. The learned A.P.P. waives service. Considering the facts and circumstances of the case, the petition is taken up for hearing forthwith.

2. The grievance of the Petitioner is that his application for furlough leave made on 16th April 2005 is not yet decided. The learned A.P.P. states that the application could not be decided early as the Petitioner has changed his surety.

3. It is not in dispute that in the year 2002 the the Petitioner was granted furlough leave and he has surrendered on the due date. Subsequently in the year 2004 he was granted parol leave and he has surrendered within the extended time. Considering these facts, the application deserves to be decided expeditiously.

4. Accordingly the petition is disposed of by directing the concerned authority to decide the Application dated 16th April 2005 made by the Petitioner for furlough leave on or before 24th August 2005.

5. All contentions of the parties on merits are left open.

Judge.